

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 12/30/2020

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71 FIFTH GROUND LESSOR LLC and CITIZENS
INSURANCE COMPANY OF AMERICA,

Plaintiffs,

-v-

LIBERTY MUTUAL FIRE INSURANCE CO., et al.,

Defendants.
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20-cv-10775 (LJL)

ORDER

LEWIS J. LIMAN, United States District Judge:

This action was filed on December 21, 2020. Dkt. No. 1. The complaint invokes diversity jurisdiction pursuant to 28 U.S.C. § 1332, but it does not specify the citizenship of Plaintiff 71 Fifth Ground Lessor LLC or its members, or Defendants MC 71 Fifth Avenue Realty LLC, Lubert-Adler Management Company, L.P. and Samco Properties, L.L.C. or their members. *See Handelsman v. Bedford Vill. Assocs. Ltd. P’ship*, 213 F.3d 48, 51-53 (2d Cir. 2000) (for diversity purposes, a limited liability company has the citizenship of each of its members and a limited partnership has the citizenship of each of its general and limited partners). The complaint also does not provide sufficient information for the Court to assess whether Plaintiff Citizens Insurance Company of America and Defendant Liberty Mutual Fire Insurance Co. are diverse parties. *See* Dkt. No. 1 ¶¶ 6-7 (pleading that each is “an insurance company authorized to do business within the State of New York and maintaining an office in the Commonwealth of Massachusetts”).

Plaintiff is directed to file a letter with the Court by January 8, 2021 that demonstrates whether diversity jurisdiction is properly pled.

SO ORDERED.

Dated: December 30, 2020
New York, New York

A handwritten signature in black ink, appearing to read 'L. Liman', is written above a horizontal line.

LEWIS J. LIMAN
United States District Judge